

Senate File 386

H-1322

1 Amend Senate File 386, as passed by the Senate, as  
2 follows:

3 1. Page 6, by striking lines 17 through 31 and  
4 inserting:

5 <Sec. \_\_\_\_\_. Section 321J.20, subsections 1 and 2,  
6 Code 2013, are amended to read as follows:

7 1. a. The department may, on application, issue  
8 a temporary restricted license to a person whose  
9 noncommercial driver's license is revoked under this  
10 chapter allowing the person to drive to and from the  
11 person's home and specified places at specified times  
12 which can be verified by the department and which are  
13 required by the any of the following:

14 (1) The person's full-time or part-time  
15 employment.

16 (2) The person's continuing health care or the  
17 continuing health care of another who is dependent upon  
18 the person.

19 (3) The person's continuing education while  
20 enrolled in an educational institution on a part-time  
21 or full-time basis and while pursuing a course of study  
22 leading to a diploma, degree, or other certification of  
23 successful educational completion.

24 (4) The person's substance abuse treatment.

25 (5) The person's court-ordered community service  
26 responsibilities, and appointments.

27 (6) Appointments with the person's parole or  
28 probation officer.

29 (7) Transport of the person's dependent minor child  
30 to and from school when public school transportation is  
31 not available for the child.

32 (8) Transport of the person's dependent minor child  
33 to and from child care when necessary for the person's  
34 full-time or part-time employment.

35 b. The department may also issue a temporary  
36 restricted license under this subsection that allows  
37 the person to drive for work purposes within the scope  
38 of the person's full-time or part-time employment.  
39 Any vehicle operated within the scope of the person's  
40 full-time or part-time employment must be equipped  
41 at all times with an ignition interlock device of a  
42 type approved by the commissioner of public safety,  
43 notwithstanding any provision of section 321J.4,  
44 321J.9, or 321J.12 to the contrary.

45 c. The department may issue a temporary restricted  
46 license under this subsection only if the person's  
47 driver's license has not been revoked previously under  
48 section 321J.4, 321J.9, or 321J.12 and if any of the  
49 following apply:

50 (1) The person's noncommercial driver's license is

1 revoked under section 321J.4 and the minimum period of  
2 ineligibility for issuance of a temporary restricted  
3 license has expired. This subsection shall not apply  
4 to a revocation ordered under section 321J.4 resulting  
5 from a plea or verdict of guilty of a violation of  
6 section 321J.2 that involved a death.

7 (2) The person's noncommercial driver's license is  
8 revoked under section 321J.9 and the person has entered  
9 a plea of guilty on a charge of a violation of section  
10 321J.2 which arose from the same set of circumstances  
11 which resulted in the person's driver's license  
12 revocation under section 321J.9 and the guilty plea  
13 is not withdrawn at the time of or after application  
14 for the temporary restricted license, and the minimum  
15 period of ineligibility for issuance of a temporary  
16 restricted license has expired.

17 (3) The person's noncommercial driver's license is  
18 revoked under section 321J.12, and the minimum period  
19 of ineligibility for issuance of a temporary restricted  
20 license has expired.

21 ~~b.~~ d. A temporary restricted license may  
22 be issued under this subsection if the person's  
23 noncommercial driver's license is revoked for two years  
24 under section 321J.4, subsection 2, or section 321J.9,  
25 subsection 1, paragraph "b", and the first three  
26 hundred sixty-five days of the revocation have expired.

27 ~~e.~~ e. This subsection does not apply to a person  
28 whose license was revoked under section 321J.2A or  
29 section 321J.4, subsection 4 or 6, or to a person whose  
30 license is suspended or revoked for another reason.

31 ~~d.~~ f. Following the applicable minimum period  
32 of ineligibility, a temporary restricted license  
33 under this subsection shall not be issued until the  
34 applicant installs an ignition interlock device of a  
35 type approved by the commissioner of public safety on  
36 all motor vehicles owned or operated by the applicant  
37 in accordance with section 321J.2, 321J.4, 321J.9,  
38 or 321J.12, or this subsection. Installation of an  
39 ignition interlock device under this subsection shall  
40 be required for the period of time for which the  
41 temporary restricted license is issued and for such  
42 additional period of time following reinstatement as is  
43 required under section 321J.17, subsection 3.

44 2. Page 7, by striking lines 16 through 21 and  
45 inserting <which are required by the any of the  
46 following:

47 (1) The person's full-time or part-time  
48 employment.

49 (2) The person's continuing health care or the  
50 continuing health care of another who is dependent upon

1 the person.

2 (3) The person's continuing education while  
3 enrolled in an educational institution on a part-time  
4 or full-time basis and while pursuing a course of study  
5 leading to a diploma, degree, or other certification of  
6 successful educational completion, or.

7 (4) The person's substance abuse treatment.

8 (5) The person's court-ordered community service  
9 responsibilities.

10 (6) Appointments with the person's parole or  
11 probation officer.

12 (7) Transport of the person's dependent minor child  
13 to and from child care when necessary for the person's  
14 full-time or part-time employment.>

15 3. By renumbering as necessary.

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BALTIMORE of Boone